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Security Council

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Letter dated 19 September 2011 from the Secretary-General addressed to the President of the Security Council

I have the honour to transmit the enclosed agreements reached between the Governments of the Sudan and South Sudan during the first meeting of the Abyei Joint Oversight Committee, held on 7 and 8 September 2011 in Addis Ababa (see annexes I-VI).

I should be grateful if you would bring these documents to the attention of the members of the Security Council.

(*Signed*) **BAN** Ki-moon

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Annex I

Having held the first meeting of The Abyei Joint Oversight Committee (AJOC) on 7th and 8th September, 2011 in Addis Ababa Ethiopia, the AJOC agreed to the following;

1. The Abyei Joint Oversight Committee Terms of Reference
    - Annex One Terms of Reference for the AJOC Secretariat
    - Annex Two Terms of Reference for the AJOC Executive Officers
2. Redeployment Plans for all Authorized Forces within Abyei
3. Draft Instrument on Security Related Functions
4. Record of decisions of the AJOC meeting of 8th September, 2011

Signed by

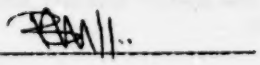
Governor Omer Suleiman,

Co-Chairman of the Government of Sudan

H.E Deng Alor Kuol

For Co-Chairman of the Government of South Sudan

Witnessed by



Mr. Boitshoko Mokgatlhe

African Union Facilitator to the AJOC

and

Lt. Gen. Tadesse Tesfay

Force Commander, United Nations Interim Security Force for Abyei

Annex II

Abyei Joint Oversight Committee

Terms of Reference

References:

- Agreement on Temporary Arrangements for the Administration and Security of the Abyei Area dated 20th June 2011. Addis Ababa, Ethiopia.
- Abyei protocol.
- PCA ruling.

Membership:

- Two members from each State (one from each nominated as Co-Chairs). Only in exceptional circumstances can nominated AJOC member be represented by mandated alternatives.
  - GoSS: Nominated Members:
    - Dr Luka Biong Deng.
    - Cmde Edward Lino.
  - GoS: Nominated Members:
    - Former Govenor Omar Suleiman.
    - Brigadier Mohieldin AhmedElhadi.
- African Union – Non-voting member and facilitator.
- UNISFA Force commander – Non-voting member for security discussions.
- AJOC shall have a permanent secretariat and executive officers from both State based in Abyei.

Frequency:

- AJOC shall on a monthly basis. TheStates may request the AJOC to meet more frequently, as required – in the initial stages daily or bi-weekly meeting may be required.

Reporting:

- AJOC shall make a monthly report to respective Presidents and when is necessary.
- AJOC call for a monthly briefings from the UNISFA Force Commander and be prepared to receive ad-hoc briefing as produced by the UNISFA Force Commander.

- AJOC shall call for a weekly report from the Abyei Executive Council (when formed) giving an overall picture of the situation in the Abyei Area, including security-related matters.

Functions/Execution:

- The AJOC shall exercise on behalf of the President of Sudan and the President of South Sudan, political and administrative oversight of the Executive Council. The AJOC shall submit a monthly report to the President of Sudan and the President of South Sudan, for as long as the mechanism remains in place.

- The AJOC shall provide timely guidance and decisions to facilitate the timely and effective implementation of the various agreements as well as the establishment and sustainment of a stable and secure environment in Abyei.

- Decisions made by the AJOC shall be made by consensus.

- The Chairpersons shall be responsible for supervising compliance of the various administrative and operational structures, excluding UNISFA, as mandated in the agreements, serve as the final approval, on behalf of the two Presidents, for resolving disputes, making decisions and approving plans.

- The AJOC's meeting agenda will be prepared in draft by the AJOC secretariat for approval of the co-Chairs.

- The approved agenda will be circulated at least 7 days in advance of scheduled AJOC meetings.

- The Presidents may jointly direct the AJOC to deal with any matter relating to Abyei, including in the case of a deadlock in the Executive Council.

- In the case of a deadlock within the AJOC, the AJOC co-Chairs may refer any question to the Presidents for their guidance. The opinions and recommendations of the non-voting member of the AJOC shall be forwarded along with the referral.

- The AJOC may direct the Executive Council or any official or committee of the Abyei Area to provide it with a report on any matter within its powers. The

AJOC may hold meetings with the Executive Council to discuss any matter within its mandate.

Standing Agenda for AJOC Monthly Meeting:

- Briefing from Force Commander on security of Abyei area.
- Report from Abyei Executive Council:
  - Current Situation:
  - Reconciliation:
  - Development/Finance:
  - Humanitarian planning:
- Migration and IDPs.
- AOB:

Administration/Finance of AJOC:

- The GoS and GoSS shall jointly finance the AJOC.
- AJOC meetings will be in Abyei or other locations mutually agreed by AJOC.

Annexes:

Annex 1: Terms of Reference for the AJOC Secretariat

Annex 2: Terms of Reference for the AJOC Executive Officers

Annex 1: Terms of Reference for the AJOC Secretariat

Membership:

- Two administrative support personnel from each State.

Functions/Execution:

- The secretariat shall provide all administrative and logistical support to enable the AJOC to function.
- The secretariat shall be managed by the Executive Officers (Annex 2 outlines membership, functions and administration/finance for the Executive Officers).
- The secretariat shall file and maintain all official documents and correspondence.
- The secretariat shall facilitate the exchange of all official correspondence.
- The secretariat shall prepare minutes and all official reports and circulate them as directed by the AJOC.
- The secretariat shall prepare the agenda for all official meetings and after approval by the Co-chairs shall circulate to the members of the AJOC.
- The secretariat shall prepare, manage and maintain the AJOC administrative and logistical budget.
- The secretariat shall prepare and submit a monthly administrative,financial and logistical report to the AJOC.
- The secretariat shall coordinate and support all movement and travel of the AJOC.
- The secretariat shall be prepared to travel with and provide administrative and logistical support to the AJOC.
- The secretariat shall manage and maintain all AJOC facilities and equipment.
- The secretariat shall maintain at least one representative from each State on duty at all times.

Annex 2: Terms of Reference for the AJOC Executive Officers

Membership:

- Each State shall nominate one representative to be assigned as Executive Officer.

Functions/Execution:

- The Executive Officers will serve as the point of contact in Abyei for AJOC.
- At least one Executive Officer shall be on duty at the AJOC office at all times during the absence of the AJOC co-chairs and members.
- The Executive Officers shall supervise the secretariat.
- The Executive Officers shall maintain a presence in the AJOC offices during duty hours and will provide emergency contact information during non-duty hours.
- The Executive Officers will receive reports, requests and calls on behalf of the AJOC.
- The Executive Officers shall provide periodic reports to the AJOC co-chairs of all activities, reports, requests and calls during their absence.
- The Executive Officers shall immediately notify and maintain contact with the AJOC Co-chairs in the event of an emergency.
- The Executive Officers do not have executive authority, only reporting authority.
- The Executive Officers shall assist the AJOC co-chairs and members as requested.
- The Executive Officers are authorized to convey instructions from the AJOC co-chairs.

Administration/Finance:

- The Executive Officer pay level and schedule shall be determined by the AJOC.

Annex III

Abyei Joint Oversight Committee

Instrument No.1 of 2011

Instrument to Assign Security-related Functions to Abyei Executive Council

1. Pursuant to articles 6 and 14 of the Agreement on Temporary Arrangements for the Administration and Security of the Abyei Area, 20th June 2011 (the Principal Agreement), the Abyei Joint Oversight Committee ("the Committee") hereby assigns to the Abyei Executive Council ("the Executive Council") certain functions relating to the management of security and stability in the Abyei Area ("the Area").

2. The Executive Council shall carry out the following functions on behalf of the Committee:

   (a) liaising with the United Nations Interim Security Force for Abyei and other agencies operating within the Area;
   (b) assisting with the recruitment of the Abyei Police Service;
   (c) making preparations for the establishment of the special migration unit of the Abyei Police Service;
   (d) developing of proposals for the management of security and stability aspects of migration;
   (e) monitoring of civilian aspects of security and stability within the Area;
   (f) making general recommendations and proposals for promoting security and stability in the Area;
   (g) developing a work-plan for the fulfilment of the functions set out in this paragraph;
   (h) implementation of security-related decisions taken by the Committee; and,
   (i) any other matter as shall be determined by the Committee.

3. The Executive Council shall submit to the Committee regular briefings and progress reports on the functions set out in paragraph 2 above and shall liaise regularly with the Executive Office of the Committee.

4. The Committee shall, pursuant to the Principal Agreement, retain overall responsibility and powers for supervising and promoting

security and stability in the Area and shall take all the key decisions relating to this mandate.

5. This Instrument shall come into effect as soon as the Executive Council has been established and may be amended or revoked by the Committee.

Done by the Committee in ..... this ..... day of ..... 2011.

Signed on behalf of the Committee by:

i.

ii.

Annex IV

ABYEI JOINT OVERSIGHT COMMITTEE (AIOC) MEETING
8TH SEPTEMBER 2011 ADDIS ABABA ETHIOPIA
RECORD OF DECISIONS

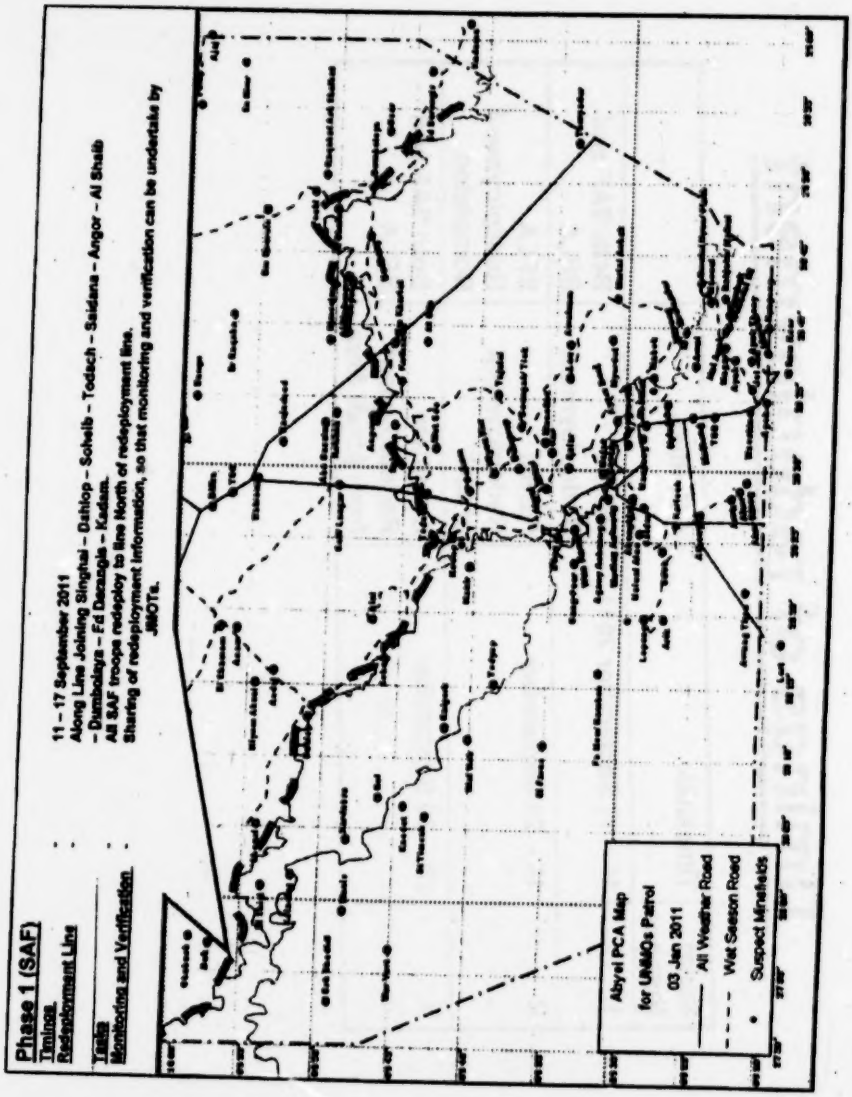
Agenda/Decisions

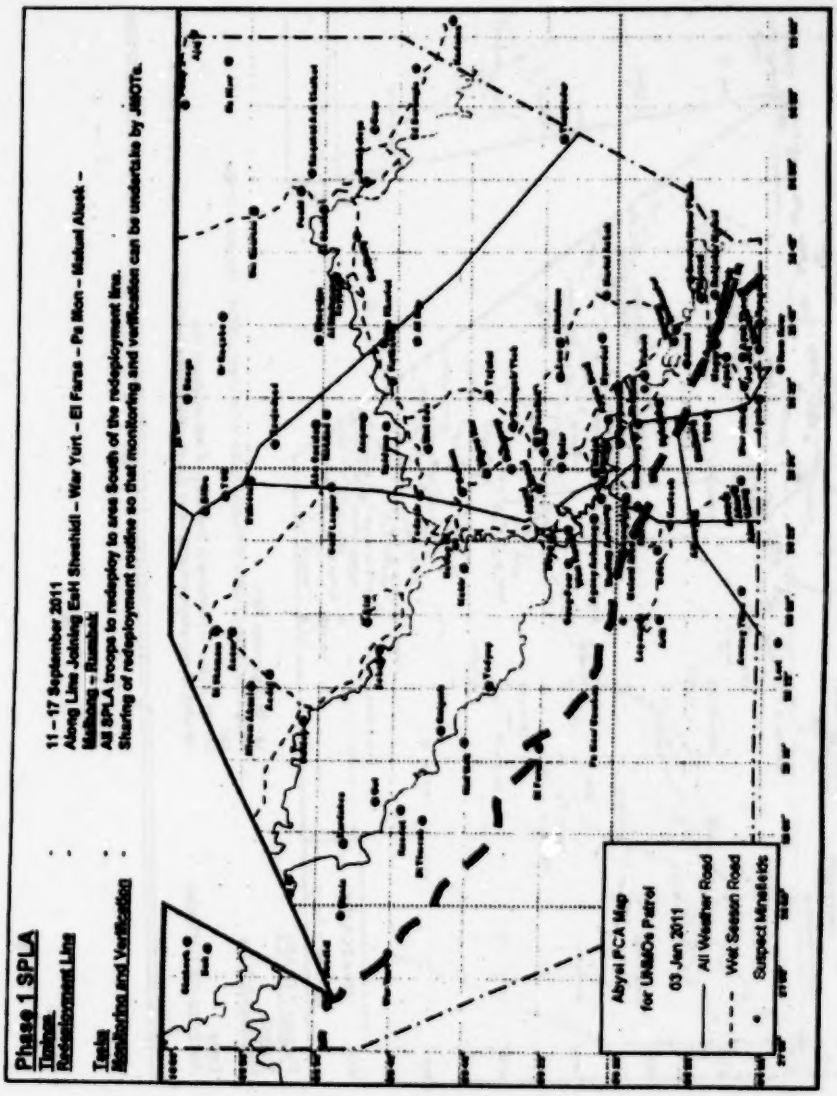
Agenda Item	Description	Background	Decision
5	Terms of Reference and Method of Work of AJOC		- AJOC members agreed the Terms of Reference for the AJOC, including establishment of a Secretariat and Executive Officers to be permanently based in Abyei (the agreed AJOC TOR are enclosed). - The Members agreed to announce names of AJOC secretariat and Executive Officers no later than 13th September 2011.
6	Force Commander's Challenges/ Priorities in Priority Order	1. Demilitarization.	Redeployment of Forces is to commence on the 11 September 2011 and be complete by 30 September, beginning with redeployment from Abyei town (the agreed schedule of redeployment is enclosed).
		2. UNISFA Staff Shortfalls.	It was agreed by the members and the UN that discussions to finalize the SOFA would start on 11 September 2011 in Addis Ababa.
		3. Management of IDPs and Migrations.	- Both parties agreed to engage with the UNISFA Force Commander in line with demilitarization and that return would be synchronized with the 'seasonal planting season' (starts in next 3 weeks) and Misseriya migration. - GoSS members stated that funds would be made available for IDP/Demobilization issues and encouraged GoS to do the same. - GoS Co-Chair agreed to accompany the UNISFA Force Commander to Babo with Misseriya currently outside the Abyei area.
		4. Lack of Aviation Mobility.	To be resolved by finalization of the SOFA.
		5. Lack of Ground Mobility.	To be resolved by finalization of the SOFA.
		6. Infrastructure and Logistic Support shortfalls.	- Cost of construction/repair of roads (from Kadugli to Agok) will be shared between parties with additional request for support made from the UN and UN companies. - Other issues of contractors freedom of movement will be resolved by finalization of the SOFA.
		7. Establishment of Civil Institution.	- Both parties agreed for immediate establishment of the civil administration. - GoSS confirmed that the former Abyei Administration would be automatically dissolved.
		8. Declaration of Mined Areas by both SAF and SPLA.	- It was agreed that SPLA and SAF Military Intelligence would meet under the supervision of with UNISFA to exchange maps and would engage UNMAS on immediate plan for demining. - It was agreed that the meeting would take place on 13th September 2011, with a view to conduction demining between 11-30th September 2011.
		9. Agreement on temporary occupation of land for establishment of company operating bases.	It was agreed that the SOFA would cover high-level policy on land use by UNISFA, individual locations covered by a Land occupation agreement would be negotiated with the Abyei Administration (when formed) until such time AJOC would make decisions, and agreed that UNISFA can occupy required locations.
		10. Agreement on Weapon Policy for migrants and others within Abyei Area.	- It was agreed that the Kadugli agreement would remain as the weapons policy for the Abyei area. - GoSS agreed to engage the neighboring southern states (Unity, Bahr el Ghazal, Wharrap) to adopt a similar policy.
		11. Immediate establishment of Abyei Police Services.	AJOC would develop policy on the size, tasks and method of training for the Abyei police service which will operate under UNISFA.
		12. Release of 19 Children under custody of SAF in Abyei.	Members agreed that the prisoners would be released at the beginning of the redeployment (11th September 2011).
		13. Border Demarcation map to be finalized to define inter – mission operational areas.	The Members agreed that the existing border demarcation team would be reconstituted with force protection provided by UNISFA and would also work with the demining teams.
7	Agenda, Date and Venue for Next meeting of AJOC	It was considered essential that the next meeting take place during the first phase of redeployment of forces.	AJOC Members agreed that the next meeting of AJOC will take place in Abyei on 15th September 2011. The agenda will review progress on Redeployment of Forces.
8	AOB	Abyei Area Administration.	AJOC agreed that the Status would continue to work with AUHIP on resolution of the dispute on the composition of the Abyei Area Administration.

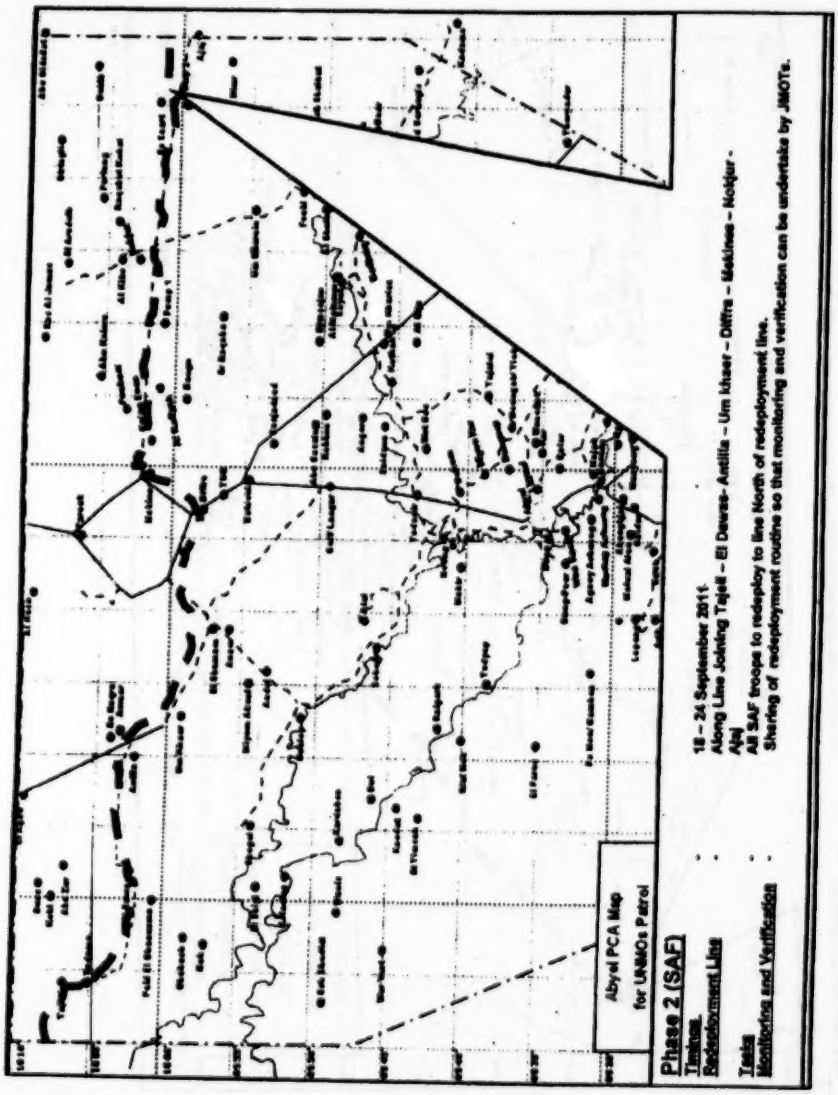
Redeployment Plans for all Authorized Forces within Abyei

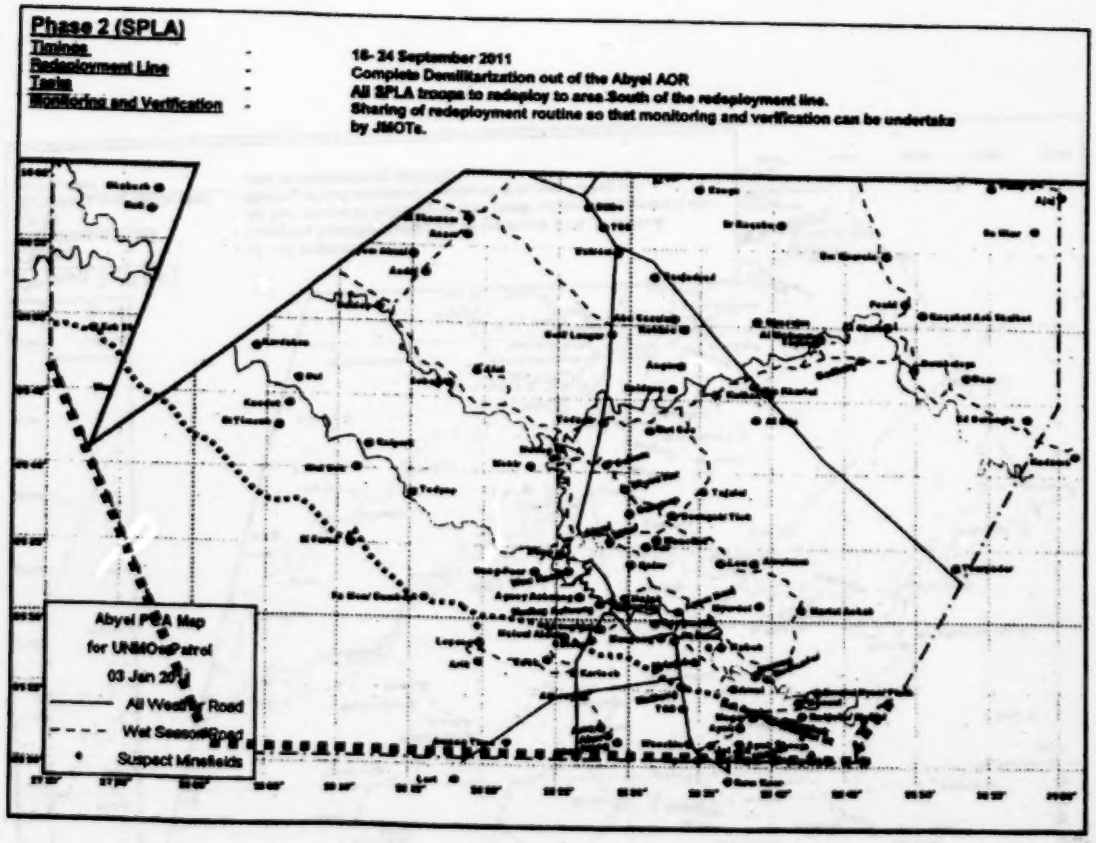
Timings of redeployment

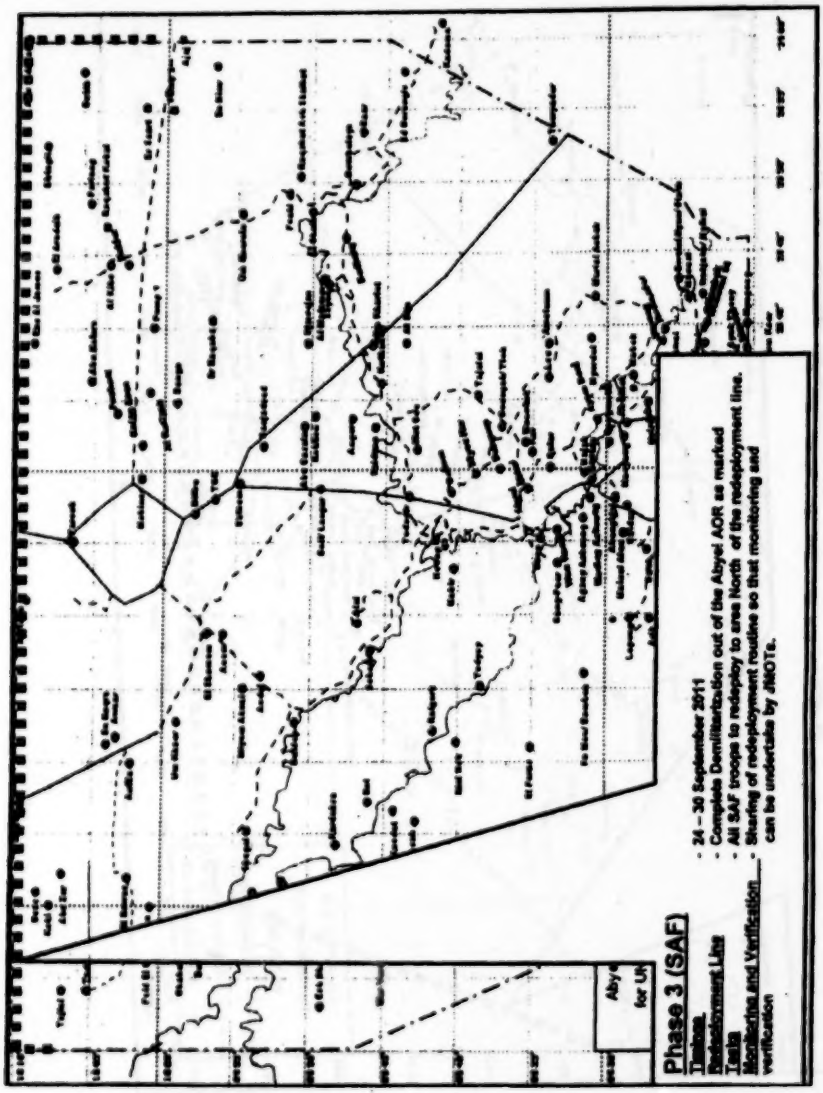
Serial Number	Timelines	Activities	
1.	11 – 17 September 2011	Partial Redeployment	Both SAF and SPLA
2.	18 - 24 September	Partial Redeployment of SAF	SPLA Redeployment Completed
3.	25 - 30 September	Complete Redeployment from Abyei Area	Both SAF and SPLA

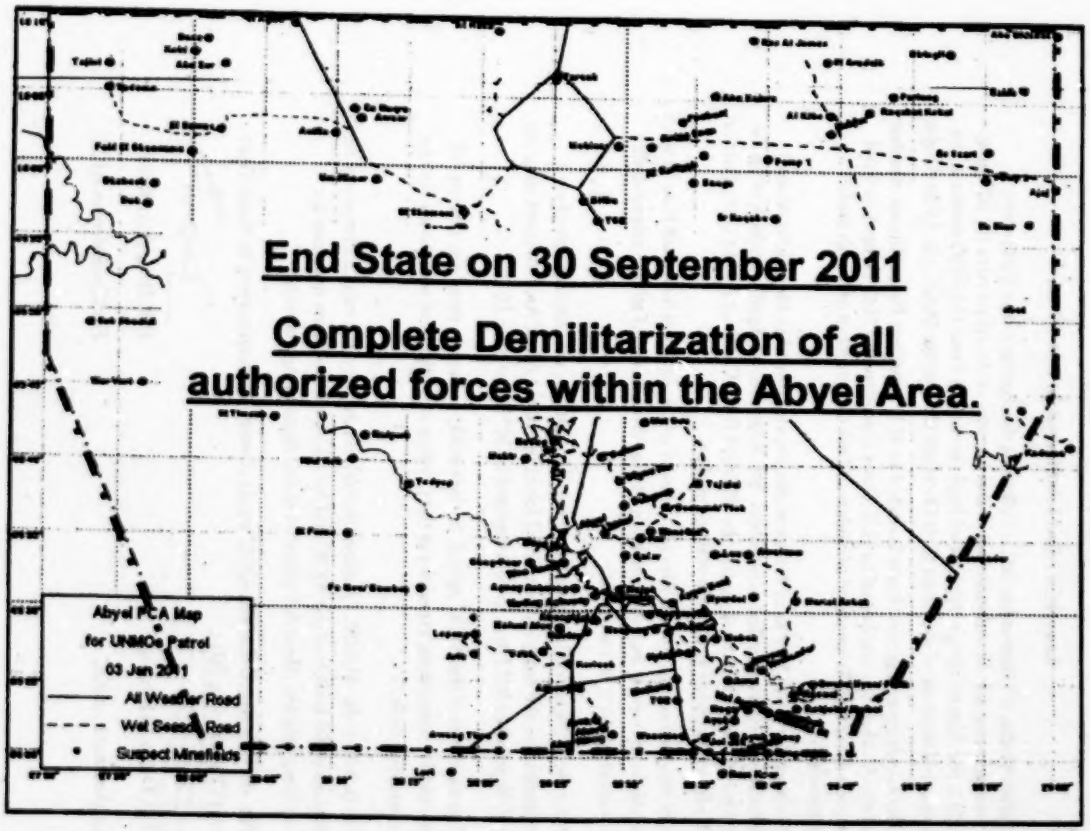

Phase 1 (SAF)
Imlnse
Redeployment Line
Tasks
Monitoring and Verification
11 - 17 September 2011
Along Line Joining Singhal – Oshlop – Soheib – Todach – Saidana – Angor – Al Shalib
– Dumbolaya – Fd Demagla – Kadan.
All SAF troops redeploy to line North of redeployment line.
Sharing of redeployment information, so that monitoring and verification can be undertake by
JMOTs.
Abyei PCA Map
for UNMOs Patrol
03 Jan 2011
All Weather Road
Wet Season Road
Suspect Minefields


Phase 1 SPLA
Timing
Redeployment Line
11 – 17 September 2011
Along Line Johnlng EsH Sheshidi – War Yürt – El Fersa – Pa Bion – Mabaf Abiek –
Malbaing – Rumbek
Tasks
Redeploy to area South of the redeployment line.
Monitoring and Verification
Starting of redeployment routine so that monitoring and verification can be undertake by JMOTs.
Abyei PCA Map
for UNMOs Patrol
03 Jan 2011
All Weather Road
Wet Season Road
Suspect Minefields


Abyei PCA Map
for UNMOs Patrol
Phase 2 (SAF)
Timings
Redeployment Line
: 18 – 24 September 2011
: Along Line Joining Tejeil – El Dewas- Antilla – Um Khaer – Diffra – Meklines – Noljar - Ajuj
Tasks
Monitoring and Verification
: All SAF troops to redeploy to line North of redeployment line.
: Sharing of redeployment routine so that monitoring and verification can be undertake by JMOTs.


Phase 2 (SPLA)
Timings
Redeployment Line
Tasks
Monitoring and Verification
16- 24 September 2011
Complete Demilitarization out of the Abyei AOR
All SPLA troops to redeploy to area South of the redeployment line.
Sharing of redeployment routine so that monitoring and verification can be undertake by JMOTs.
Abyei PCA Map
for UNMOs Patrol
03 Jan 2011
All Weather Road
Wet Season Road
Suspect Minefields


Phase 3 (SAF)
Timing
Redeployment Line
Tasks
Monitoring and Verification
verification
: 24 – 30 September 2011
: Complete Demilitarization out of the Abyei AOR as marked
: All SAF troops to redeploy to area North of the redeployment line.
: Sharing of redeployment routine so that monitoring and
can be undertake by JMOTe.


End State on 30 September 2011
Complete Demilitarization of all authorized forces within the Abyei Area.
Abyei PCA Map
for UNMOs Patrol
03 Jan 2011
All Weather Road
Wet Season Road
Suspect Minefields

Annex VI

PRESS STATEMENT

Launch of Abyei Joint Oversight Committee

Addis Ababa, 8th September 2011: Following the signing of the Temporary Arrangements for the Administration and Security of the Abyei Area on 20th June, 2011, the African Union High Level Implementation Panel (AUHIP) convened an inaugural meeting of the Abyei Joint Oversight Committee (AJOC) in Addis Ababa.

The two-day meeting, which was launched by H.E. President Pierre Buyoya member of the AUHIP, was co-chaired by H.E. Omer Suleiman and H.E. Deng Alor Kuol representing the Government of Sudan and the Government of South Sudan respectively.

Ambassador Kuol Alor Kuol for South Sudan, and Brigadier Mohieldin Ahmed Elhadi for Sudan attended as members. Mr. Boitshoko Mokgatlhe, representing the African Union Commission, and the UNISFA Force Commander, Lt Gen. Tadesse Tesfay participated as the non-voting members.

The meeting adopted modalities for the work of the AJOC, which shall base its work in Abyei to oversee the administration of the Abyei Area and to take responsibility for security issues in particular.

After receiving a briefing from the Force Commander, the meeting agreed on a timetable for the redeployment of all forces out of the Abyei Area, to commence on 11th September 2011 and to be completed by 30th September 2011.

The members of the AJOC agreed, in their work, to keep in mind the interests of the local communities, especially as the planting and migration seasons are due to commence soon.

On behalf of the AUHIP, President Buyoya commended the two Governments for the successful launch of the AJOC and for taking the decisions necessary for implementing the Abyei Administration and Security Agreement.

The meeting agreed that the AJOC would convene its next meeting in Abyei Town on 15th September 2011.

H.E. Omar Suleiman

Co-chairman , AJOC

H.E Deng Alor Kuol

For Co-chairman AJOC